

MINUTES
SECURITY SERVICES LICENSING BOARD
December 14, 2006-9:00 a.m.
Room 475
Heber M. Wells Building
160 E. 300 S. Salt Lake City, Utah

CONVENED: 9:00 a.m

ADJOURNED: 5:10 p.m.

PRESENT:

Clyde Ormond, Bureau Manager
Jacky Adams, Board Secretary

Board Members:

Jim Young	John McCoy
Marci McGregor	Rick Hawkins
Paul Roth	

ABSENT EXCUSSED:

Clayton Merchant

GUESTS:

Robert Anderton, Professional Alliance of Contract Security Companies; Craig Jackson, Division Director; David Stanley, Associate Director; Michael Adams, SOS Security; Scott Finlayson, United Family Services; Michael Larsen, United Family Services; Brent Dietrich, United Family Services; Pamela Thompson, Compliance International; Daniel Calder, US Protect; Robert Downard, Division of Occupational and Professional Licensing Investigator; Kevin Bruder, CMG Events Services;

TOPICS FOR DISCUSSION:

DECISIONS AND RECOMMENDATIONS:

ADMINISTRATIVE BUSINESS:

Approve Minutes from the
October 12, 2006 meeting

Ms. McGregor seconded by Mr. McCoy made a motion to approve the minutes from the October 12, 2006 board meeting, as written, the motion carried unanimously

APPOINTMENTS:

9:00 a.m. Johnson, Derick

Mr. Johnson met with the board for his first probation interview. Mr. Ormond reviewed his MOU (Memorandum of Understanding). It was determined that Mr. Johnson is in compliance with the requirements of his MOU and he will meet again with the board on April 12, 2007 at 9:00 a.m.

Mr. Johnson was then taken to discuss all requirements of his MOU with Ms. Harry.

9:00 a.m. Beckstrom, Darren

Mr. Beckstrom met with the board to review his application for renewal of licensure as an Unarmed Private Security Officer. Mr. Ormond reviewed Mr.

Beckstrom's application stating that Mr. Beckstrom had answered "No" to all questions on DOPL's on-line renewal system. Mr. Beckstrom was convicted of Disorderly Conduct a class C misdemeanor on April 13, 2006.

After an extensive conversation Ms. McGregor seconded by Mr. Hawkins made a motion to deny Mr. Beckstrom's request for renewal of licensure, based on falsification of licensure, the motion carried unanimously.

9:15 a.m. Morrow, Duane

Mr. Morrow did not attend his appointment with the board. It was determined he is not in compliance with his MOU, and a non-compliance letter would be sent to him requiring him to attend the next meeting on February 8, 2007 at 9:45 a.m.

Mr. Morrow later attended the meeting, commenting that he had not received his reminder letter. Mr. Ormond reviewed Mr. Morrow's MOU, stating that Mr. Morrow is required to submit proof of the final outcome on his pending Theft by Receiving Stolen Property charge, and a current "Employer Report". Mr. Morrow then explained that his court date had been changed to February 12, 2007 at 9:00 a.m., due to a medical issue with his attorney. And Mr. Anderton will submit an "Employer Report". It was then determined, based on the change of Mr. Morrow's court date and Mr. Anderton submitting an "Employer Report"; Mr. Morrow is in compliance with his MOU. He was then scheduled to meet again with the board on April 12, 2007 at 9:30 a.m., with proof of the final outcome on his pending charge.

9:15 a.m. Griffin, Stuart

Mr. Griffin did not meet with the board to discuss his application for renewal of licensure as an Armed Private Security Officer. Mr. Ormond explained that Mr. Griffin was convicted of "Reckless Driving – Alcohol Related" a class B misdemeanor, on March 7, 2005.

After a brief discussion Mr. Rothe seconded by Mr. McCoy made a motion to require Mr. Griffin to appear before the board at the next meeting on February 8, 2007 at 9:30 a.m.

9:30 a.m. Eike, Matthew

Mr. Eike did not appear for his scheduled probation interview with the board. It was determined that he was not in compliance with his MOU. A non-compliance letter will be sent to him requiring him to appear at the next board meeting on February 8, 2007 at 9:15 a.m.

Mr. Metz met with the board for his scheduled appointment to review his application for renewal of his Armed Private Security Officer licensure. Mr. Ormond explained that Mr. Metz answered correctly to the Division on-line renewal questions, stating that he was convicted of "Disorderly Conduct" a class C misdemeanor, on October 25, 2005. Mr. Metz explained that the reason he has not completed his required anger management course, was due to the cost. However, he has paid the initial fee and will be starting the course soon.

After an extensive discussion, Mr. McCoy seconded by Mr. Hawkins made a motion do deny Mr. Metz license, based on the length of time since he was charged and the fact that he had not completed any of the court ordered requirements, the motion passed with Ms. McGregor abstaining.

9:45 a.m. Traughber, Joseph

Mr. Traughber had not submitted his signed MOU. It was determined that he did not need to attend this meeting.

10:00 a.m. Centurion Security LLC,
QA John Tinsley

Mr. Tinsley met with the board for his scheduled appointment to review his application for Change of Qualifying agent for Centurion Security LLC. It was determined that Mr. Tinsley met all requirements to become the Qualifying Agent for this company.

Ms. McGregor seconded by Mr. Hawkins made a motion to approve Mr. Tinsley as the new Qualifying Agent for Centurion Security LLC, the motion carried unanimously.

10:15 a.m. DeAngelis, Mario

Mr. DeAngelis met with the board for his scheduled probation interview. He informed the board that he has switched careers and no longer wishes to keep his Unarmed Private Security Officers license. A memo will be forwarded to DOPL investigations, who will process his surrender.

BREAK

10:45 a.m. Foster, Joshua

Mr. Foster did not appear for his scheduled appointment with the board to review his application for licensure as an Unarmed Private Security Officer as it relates to his March 28, 2006 Domestic Violence Conviction a class C misdemeanor.

After a detailed discussion Ms. McGregor seconded by

Mr. McCoy made a motion to deny Mr. Foster's application for licensure, based on the length of time since the charge and the nature of the charge, the motion carried unanimously.

11:15 a.m. Trumm, Stephanie

Ms. Trumm did not appear for her scheduled appointment with the board to review her application for licensure as an Unarmed Private Security Officer as it relates to her December 20, 2000 Simple Assault, conviction a class B misdemeanor, which was held in abeyance until March 18, 2005. Mr. Ormond explained that the terms of Ms. Trumm's plea in abeyance was to complete domestic violence counseling, and to pay a fine.

After a detailed discussion Ms. McGregor seconded by Mr. Hawkins made a motion to deny Ms. Trumm's application for licensure, based on the length of time since the charge was dismissed, the motion carried unanimously.

11:30 a.m. Perfili, John

Mr. Perfili met with the board for his first probation interview. Mr. Ormond reviewed Mr. Perfili's MOU, and explained all requirements that Mr. Perfili will need to comply with. Mr. Perfili then stated that he hopes to begin working for US Protect, in the near future. Mr. Calder, from US Protect then stated that Mr. Perfili was not eligible to be employed by them.

After an extensive conversation it was determined that Mr. Perfili is not in compliance with his MOU, due to not having an employer, and no Employer Reports have been submitted to the Division. Mr. Perfili must submit name of employer upon being hired and will meet again with the board on February 8, 2007 at 9:45.

11:45 a.m. Hannah, Mark

Mr. Hannah appeared before the board to review his application for renewal of licensure as it relates to his September 28, 2005 DUI conviction, plea in abeyance. Mr. Hannah explained that he completed all requirements of his plea in abeyance.

After a brief discussion, Mr. Hawkins seconded by Ms. McGregor made a motion to approve renewal of licensure for Mr. Hannah, the motion carried unanimously.

LUNCH

1:15 p.m. Fabry, Aaron

Mr. Fabry appeared before the board to review his Unarmed Private Security Officers application for

renewal of licensure as it relates to his October 21, 2004 Theft By Deception a class B misdemeanor, which was held in abeyance.

Mr. Ormond questioned Mr. Fabry who he was working for at the time of the charge. Mr. Fabry stated Peak Alarm Company. Mr. Anderton, Qualifying Agent, commented that Mr. Fabry is an honest person and Mr. Anderton was very surprised when he heard about the charge.

After a detailed discussion Ms. McGregor seconded by Mr. Rothe made a motion to approve renewal of Mr. Fabry's license, based on the candor of the individual and the employer's recommendation, the motion carried unanimously.

1:30 p.m. Burrola, Kenneth

Mr. Burrola appeared before the board to review his application for renewal of licensure as it pertains to his December 8, 2004 Simple Assault, a class B misdemeanor, a plea in a abeyance charge. Mr. Burrola commented that he was not required to complete an anger management course, and that he has completed all requirements of his plea in abeyance.

Mr. Rothe seconded by Mr. Hawkins made a motion to approve renewal of licensure for Mr. Burrola based on the length of time since the charge, the motion carried unanimously.

1:45 p.m. Metro Protective Agency –
Qualifying Agent Roy Waters

Mr. Waters met with the board to review Metro Protective Agency's application for a Change of Qualifying Agent. Mr. Ormond reviewed the application stating that Mr. Waters meets all requirements for licensure, and is retired Salt Lake County Sheriff.

Mr. Rothe seconded by Mr. McCoy made a motion to approve Mr. Waters as the new Qualifying Agent for Metro Protective Agency, contingent upon clear criminal history and submitting all missing documents from the application, the motion carried unanimously.

2:00 p.m. Ponce, Marcelo

Mr. Ponce did not appear before the board to review his application for licensure as an Unarmed Private Security Officer, as it relates to his October 14, 2003 Theft, class B misdemeanor, plea in abeyance, and January 4, 2004 Simple Assault, class B misdemeanor, plea in abeyance, charges. Mr. Ormond reviewed the application, and questioned Mr. Ponce if he had been required to undergo

any counseling for either of his charges. Mr. Ponce stated that he was required to attend counseling for his Theft charge, and undergo an anger management course for the Simple Assault charge.

Ms. McGregor seconded by Mr. McCoy made a motion to approve licensure for Mr. Ponce based on the length of time since the charges occurred and the fact that he was honest on his application, the motion carried unanimously.

2:15 p.m. Executive Protection –
Qualifying Agent Thomas Lovely

Mr. Lovely did not attend his scheduled appointment with the board. Mr. Ormond reviewed Mr. Downard's Memorandum regarding his findings from his investigations into the Company and Mr. Lovely. Mr. Downard's memo explains that:

- 1) If Mr. Lovely is approved he will be the owner and Qualifying Agent for this Company;
- 2) Mr. Lovely is a sworn peace officer with 12 years of supervisor experience;
- 3) The Companies main focus will be Event Staffing and Dignitary Transport;
- 4) Mr. Lovely has obtained the approval of the Salt Lake County Sheriff and his supervisors;
- 5) Mr. Lovely has taken no jobs due to his problems associated with becoming the Qualifying Agent; and
- 6) 58-63-304 (1) seems to imply that a Peace Officer may not need to be licensed: as a Guard, Company or Qualifying Agent.

Mr. Rothe commented that due to the length of time since Sheriff Elect Winder gave his approval for Mr. Lovely to take on this added responsibility; it is possible that he could have changed his mind. Mr. Rothe suggested requesting Sheriff Elect Winder to write a letter of consent.

2:25 p.m. Closed Meeting

Ms. McGregor seconded by Mr. Rothe made a motion to close the meeting to discuss the professional competence of Mr. Lovely, the motion carried unanimously.

2:35 p.m. Reopened Meeting

Ms. McGregor seconded by Mr. McCoy made a motion to reopen the meeting, the motion carried unanimously.

Mr. Rothe again commented that due to the length of time since Sheriff Elect Winder gave his approval for Mr. Lovely to take on this added responsibility; it is possible that he could have changed his mind. Mr. Rothe suggested requesting Sheriff Elect Winder to write a letter of consent.

Ms. McGregor seconded by Mr. Hawkins made a motion to approve Mr. Lovely as the Qualifying Agent for Executive Protection, contingent upon a letter being submitted from Sheriff Elect Winder, expressing his consent for Mr. Lovely to take on the added responsibility to become the Qualifying Agent, the motion carried unanimously.

2:30 p.m. Unified Family Services –
Qualifying Agent Brent Dietrich

Mr. Dietrich, Mr. Finlayson, and Mr. Larsen appeared before the board to review Unified Family Services application for licensure as a Contract Security Company with Mr. Dietrich as the Qualifying Agent. Mr. Ormond reviewed the application explaining that Mr. Dietrich met all requirements for approval, and is currently a full time Peace Officer with the Salt Lake County Sheriffs office.

Mr. Rothe seconded by Ms. McGregor made a motion to approve Mr. Dietrich as the Qualifying Agent for Unified Family Services, contingent upon a letter being submitted from Sheriff Elect Winder granting approval for Mr. Dietrich to take on this added responsibility, and based upon Mr. Dietrich's experience with Salt Lake County Sheriffs Department, the motion carried unanimously.

2:45 p.m. Steward, Krystal

Ms. Steward met with the board to review her application for renewal of licensure as an Unarmed Private Security Officer, as it relates to her October 17, 2005 Disorderly Conduct, class B misdemeanor, guilty; and Domestic Violence in Presence of Child, class B misdemeanor, dismissed, charges. Ms. Steward explained that she was required to complete parenting and a domestic violence course.

Mr. McCoy seconded by Mr. Rothe made a motion to approve renewal of licensure, based on completion of all court requirements, and the recommendation of her supervisor, the motion carried unanimously.

BREAK

3:15 p.m. Compliance International LLC –
Qualifying Agent Daniel J McManes

Mr. McManes and Ms. Thompson met with the board to review Compliance International's application for licensure as a Contract Security Company with Mr. McManes as the Qualifying Agent. Mr. Ormond reviewed Mr. McManes's qualifications

Mr. McCoy seconded by Mr. Rothe made a motion to approve Mr. McManes as the Qualifying Agent for Compliance International, contingent upon clear criminal history, proof of Workers Compensation Insurance, and General Liability Insurance, the motion carried unanimously.

3:30 p.m. CMG Event Services Inc –
Qualifying Agent Dale Brophy

Mr. Brophy and Mr. Bruder met with the board to review CMG Events Services application for licensure as a Contract Security Company with Mr. Brophy as the Qualifying Agent. Mr. Ormond explained that Mr. Brophy is a West Valley City Police Officer, and will be performing his duties as the Qualifying Agent on is off time and has the permission from his supervisor to take on the added responsibilities, which are required to be effective in this position.

Ms. McGregor seconded by Mr. Rothe made a motion to approve Mr. Brophy as the Qualifying Agent, contingent upon clear criminal history, passing the appropriate exams, and submitting a letter from the Chief of Police in West Valley grating his approval for Mr. Brophy to take on this added responsibility, the motion carried unanimously.

3:45 p.m. Santa Fe Protective Services –
Qualifying Agent Roy Wunderlich

Mr. Wunderlich met with the board to review Santa Fe Protective Services application for licensure as a Contract Security Company with himself as the Qualifying Agent. Mr. Ormond reviewed the application stating that Mr. Wunderlich pled guilty to Domestic Violence and Disorderly Conduct on April 4, 1999, both charges were later dismissed. Mr. Wunderlich explained that all requirements by the court had been completed. Mr. Ormond questioned the board if this type if charge affects Mr. Wunderlich's ability to be a Qualifying Agent.

After a brief discussion Ms. McGregor seconded by Mr. Hawkins made a motion to approve Mr. Wunderlich as the Qualifying Agent for Santa Fe Protective Services, contingent upon clear criminal history, the motion carried unanimously.

4:00 p.m. McGee, Dianne

Ms. McGee met with the board to review her application for licensure as an Unarmed Private Security Officer, as it relates to her October 4, 2006, Certified Nursing Assistant licensure revocation. Mr. Ormond reviewed Ms. McGee's application and a letter submitted from Utah Nursing Assistant Registry, explaining that Ms.

McGee had had her license revoked due to misappropriation of resident property.

After a brief discussion it was determined to table this issue until the next board meeting on February 8, 2007 at 10:00 a.m., due to a medical issue with Ms. McGee.

A memo was later sent to DOPL Investigations regarding Ms. McGee working without a license since November 2006.

4:15 p.m. Collins, Joshua

Mr. Collins met with the board to review his application for renewal of Armed Private Security Officer Licensure, as it relates to his March 20, 2005 Disorderly Conduct, class C misdemeanor, plea in abeyance charge, which was later dismissed on May 12, 2006. Mr. Collins was placed on a one-year probation. Mr. Ormond questioned Mr. Collins if he had informed his employer, at the time he was charged. He stated that he had, further stating that his employer Brinks is requiring him to continue to undergo counseling.

After a brief discussion Mr. Rothe seconded by Mr. McCoy made a motion to table this issued until the next board meeting on February 8, 2006 at 10:15 a.m., the motion carried unanimously.

A memo was later sent to DOPL Investigations regarding Mr. Collins not notifying this Division at the time of the charge.

4:30 p.m. IPC International Corporations –
Qualifying Agent Colby Donnelson

Mr. Donnelson met with the board to review IPC International Corporations application for replacement of Qualifying Agent, from Troy Blume to Mr. Donnelson.

After a brief discussion, Mr. Hawkins seconded by Mr. McCoy made a motion to approve Mr. Donnelson as the new Qualifying Agent for this company, the motion carried unanimously.

4:45 p.m. Chenega Security & Protection Services, LLC –
Qualifying Agent Melvin Long

Mr. Long met with the board to review Chenega Security & Protection Services, LLC application for licensure as a Contract Security Company with Mr. Long as the Qualifying Agent. Mr. Long explained that if he were approved as Qualifying Agent for this company he would be the Qualifying Agent for three companies. However, as of February 1, 2007, Vance Federal will no longer be an active company with in this state, and Asset Protection Team may also become an

inactive company.

After a brief discussion Mr. McCoy seconded by Mr. Hawkins made a motion to approve Mr. Long as the Qualifying Agent for Chenega Security & Protection Services, LLC, contingent upon proof of clear criminal history, and submission of registration with Utah State Tax Commission, and Workforce Services, the motion carried unanimously.

5:00 p.m. Community Protective Services –
Qualifying Agent Cory Green

Mr. Green did not attend his scheduled meeting with the board to review his application for licensure as the Qualifying Agent for Community Protective Services. Mr. Ormond explained that Mr. Green has met all statutory requirements.

After a brief discussion, Mr. Hawkins seconded by Mr. McCoy made a motion to table this issued until the next meeting on February 8, 2007 at 10:45 a.m., due to Mr. Green not attending this meeting, the motion carried unanimously.

It was later determined that Mr. Aaron Casey, the current Qualifying Agent, for this company will be remaining in his capacity as the Qualifying Agent until after the February 8, 2007 meeting, when Mr. Green will appear before the board.

DISCUSSION ITEMS:

News Articles

Several news articles were previously sent to the board members for review. The articles were concerning Contract Security Companies and Guard who had been featured within the past few months.

Mr. Ormond commented that the Division has accrued about \$7000.00 in the enforcement fund for this profession. Mr. Ormond suggested that the board could discuss ways to use this money to benefit this profession. Mr. Hawkins agreed stating that the board is getting to point where they are more diligent in there actions, but using this money to enhance this profession could not hurt.

58-63-307 – Intent of Law

This issue was not discussed, due to time constraints.

Reinstatement Fees

Mr. Adams requested to meet before the board regarding reinstatement fees. Mr. Adams expressed concerns with:

- 1) Charging a licensee that allows a license to expire four or more years ago to pay the reinstatement fee; and

2) If a reinstatement fee must be paid why can't the licensee pay the renewal fee and the reinstatement fee, instead of a new application fee and the reinstatement fee?

Mr. Ormond explained that 58-1-308 (5)(a) allows the Division to charge a reinstatement fee to all applicants who allow their licenses to expire for more than two-years. Mr. Ormond further explained that since this is a statutory requirement, to make a change legislature would need to approve the change.

Mr. Ormond then requested for Mr. Adams to write a letter with all of his concerns listed, and Mr. Ormond will forward the issue to the Division Director, and Mr. Walker, Division Attorney for review.

58-63-102(2) & 58-63-501 (3)

This issue was not discussed due to time constraints.

NEXT SCHEDULED MEETING:
February 8, 2007

DATE APPROVED

CHAIRPERSON, CONTRACT SECURITY
SERVICES

DATE APPROVED

BUREAU MANAGER, DIVISION OF
OCCUPATIONAL & PROFESSIONAL LICENSING